

Administrative Office of the Courts

Chief Justice Christine M. Durham
Utah Supreme Court
Chair, Utah Judicial Council

MEMORANDUM

Daniel J. Becker
State Court Administrator
Myron K. March
Deputy Court Administrator

To: Heather Mackenzie-Campbell, Audit Manager

From:  Brent Johnson, General Counsel

Re: Utah Code Ann. § 78-5-135

Date: July 8, 2002

This memorandum is to confirm your understanding of § 78-5-135(4). As you noted in the attached e-mail, § 78-5-135 allows a justice court to establish a trust account, with local permission, in the name of the justice court. This section is not mandatory, but is simply permissive. As you noted, most justice courts deposit funds directly into the local government bank account. As I read § 78-5-135(4)(c) the quarterly reconciliation only applies to the account established in the name of the justice court. This is consistent with your opinion. Please let me know if you have any questions about this.

**The mission of the Utah judiciary is to provide the people an open, fair,
efficient, and independent system for the advancement of justice under the law.**